

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Anthony Simmons  
Jianmin Chen

Serial No.: 10/565,415

Filed: January 23, 2006

For: COMPOSITIONS AND METHODS FOR  
HERPES SIMPLEX PROPHYLAXIS AND  
TREATMENT

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: UTSG:263US

**ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73**  
**AND POWER OF ATTORNEY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

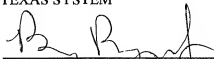
The Assignee hereby revokes any previous Powers of Attorney and appoints all attorneys or agents associated with Customer Number **32425**, each of whom is an attorney or agent with the firm of FULBRIGHT & JAWORSKI L.L.P., as its attorney or agent, for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to Board of Regents, The University of Texas System, referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

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ASSIGNEE:  
BOARD OF REGENTS, THE UNIVERSITY  
OF TEXAS SYSTEM

By:   
Name: Barry D. Burgdorf  
Title: Vice Chancellor and General  
Counsel

Date: 7/22/06

ASSIGNMENT:

- ☒ Concurrently filed  
☐ Previously recorded

Date: \_\_\_\_\_

Reel: \_\_\_\_\_

Frames: \_\_\_\_\_